

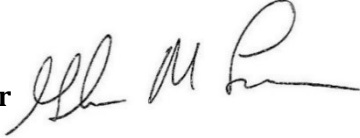
Government of the District of Columbia
Office of the Chief Financial Officer



Glen Lee
Chief Financial Officer

MEMORANDUM

TO: The Honorable Phil Mendelson
Chairman, Council of the District of Columbia

FROM: Glen Lee
Chief Financial Officer 

DATE: September 19, 2023

SUBJECT: Fiscal Impact Statement – Office of Administrative Hearings
Jurisdiction Clarification Emergency Amendment Act of 2023 (and
accompanying temporary version)

REFERENCE: Bill 25-0454, as introduced on September 18, 2023

Conclusion

Funds are sufficient in the proposed fiscal year 2024 through fiscal year 2027 budget and financial plan to implement the bill.

Background

Concealed pistol licenses and firearm registration certificates are issued by the Metropolitan Police Department. An individual who is denied a concealed pistol license or firearm registration certificate or has an existing license or certificate revoked may file an appeal. Jurisdiction for concealed pistol license appeals is moving from the Concealed Pistol Licensing Review Board (CPLRB) to the Office of Administrative Hearings (OAH) as of October 1, 2023.¹ OAH already adjudicates firearms registration certificate appeals.

This draft bill changes the burden of proof in an evidentiary proceeding for an appeal of a denial or revocation of a concealed pistol license or a firearm registration certificate from the applicant or licensee to the Chief of the Metropolitan Police Department. This bill is being introduced as emergency so that this change to the burden of proof can be made before the OAH assumes the concealed pistol licensing workload on October 1, 2023.

¹ Bill 25-310, the Office of Administrative Hearings Jurisdiction Emergency Amendment Act of 2023, transfers jurisdiction of concealed pistol license appeals from the CPLRB to the OAH, effective October 1, 2023, and disbands the CPLRB. Permanent legislation has been introduced to effectuate this change (B25-0330).

The Honorable Phil Mendelson

FIS: "Office of Administrative Hearings Jurisdiction Clarification Emergency Amendment Act of 2023 (and accompanying temporary version), Bill 25-0454 as introduced on September 18, 2023

Financial Plan Impact

Funds are sufficient in the fiscal year 2024 through fiscal year 2027 budget and financial plan to implement the bill. OAH can administer this change within its existing budget.